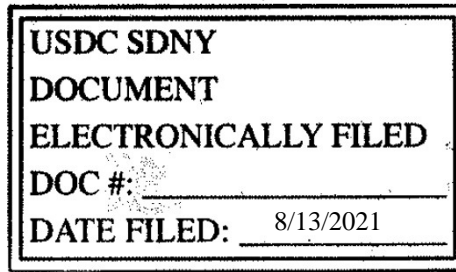


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



-----X
JOSE LUIS PASTOR and MOISES AGUILA
RAMIREZ,

Plaintiffs,

-against-

BATTERY PARK CLEANERS INC. (D/B/A
BATTERY PARK CLEANERS) and DONG
S. SONG,

Defendants.
-----X

21-CV-2720 (VSB)

ORDER

VERNON S. BRODERICK, United States District Judge:

On July 7, 2021, as neither Defendant Battery Park Cleaners, Inc. (d/b/a Battery Park Cleaners) (“Battery Park Cleaners”) nor Defendant Dong S. Song (“Song” and together with Battery Park Cleaners, “Defendants”) had appeared in this matter, the Clerk of Court issued Certificates of Default as to both Defendants. (Docs. 17, 18.) On July 9, 2021, Plaintiffs filed a motion for default judgment against Defendants. (Docs. 20–23.) On July 21, 2021, I ordered Defendants to show cause why default judgment should not be entered against them at a telephonic conference on August 12, 2021. (Doc. 25.) On August 11, 2021, one day before the scheduled conference, Marc Scolnick entered a notice of appearance on behalf of Defendants. (Doc. 27.)

Counsel for both Plaintiffs and Defendants appeared before me for the conference regarding Plaintiffs’ default judgment motion on August 12, 2021. During this conference, Mr. Scolnick represented that he was only recently retained by Defendants in this matter on August 10, 2021. In addition, the parties represented that they had met and conferred, and that Plaintiffs were amenable to withdrawing their motion for default judgment and to Defendants filing an

answer to Plaintiffs' complaint. In light of the foregoing, it is hereby:


ORDERED that Defendants shall file any answer or response to Plaintiffs' complaint by on or before August 31, 2021.

IT IS FURTHER ORDERED that the Clerk's Certificates of Default as to Defendants Battery Park Cleaners and Song, (Docs. 17 and 18), are hereby vacated.

IT IS FURTHER ORDERED that the Clerk of Court is respectfully directed to terminate the open motion at Document 21.

SO ORDERED.

Dated: August 13, 2021
New York, New York


VERNON S. BRODERICK
United States District Judge